



UNITED STATES PATENT AND TRADEMARK OFFICE

mn

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/632,160	07/31/2003	Yoshiko Mikami	JP920010380US1	1909
46320 7590 05/25/2007 CAREY, RODRIGUEZ, GREENBERG & PAUL, LLP STEVEN M. GREENBERG 950 PENINSULA CORPORATE CIRCLE SUITE 3020 BOCA RATON, FL 33487			EXAMINER WHIPPLE, BRIAN P	
			ART UNIT 2152	PAPER NUMBER
			MAIL DATE 05/25/2007	DELIVERY MODE PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

Office Action Summary	Application No. 10/632,160	Applicant(s) MIKAMI, YOSHIKO	
	Examiner Brian P. Whipple	Art Unit 2152	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on 31 July 2003.
- 2a) ☒ This action is **FINAL**. 2b) ☐ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1-11 is/are pending in the application.
- 4a) Of the above claim(s) _____ is/are withdrawn from consideration.
- 5) ☐ Claim(s) _____ is/are allowed.
- 6) ☒ Claim(s) 1-11 is/are rejected.
- 7) ☐ Claim(s) _____ is/are objected to.
- 8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on _____ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☒ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☒ All b) ☐ Some * c) ☐ None of:
1. ☒ Certified copies of the priority documents have been received.
2. ☐ Certified copies of the priority documents have been received in Application No. _____.
3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).
- * See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- | | |
|--|---|
| 1) <input type="checkbox"/> Notice of References Cited (PTO-892) | 4) <input type="checkbox"/> Interview Summary (PTO-413)
Paper No(s)/Mail Date. _____ |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) | 5) <input type="checkbox"/> Notice of Informal Patent Application |
| 3) <input type="checkbox"/> Information Disclosure Statement(s) (PTO/SB/08)
Paper No(s)/Mail Date _____ | 6) <input type="checkbox"/> Other: _____ |

DETAILED ACTION

1. Claims 1-11 are pending in this application and presented for examination.

Claims 12-18 were cancelled by applicant's amendment filed on 5/2/07.

2. The amendment received on 5/2/07 has been entered and made of record.

Response to Arguments

3. Applicant's arguments with respect to the 35 U.S.C. 101 rejections of claims 9-11 have been fully considered and are persuasive. The 35 U.S.C. 101 rejections of claims 9-11 have been withdrawn.

4. The applicant's arguments that the examiner has failed to sufficiently disclose the sections of Gatz being relied upon for the 35 U.S.C. 102 rejections are not persuasive. The examiner has given numerous explanations in the parentheses along with the sections cited. Additionally, the number and length of paragraphs relied upon in the citations do not place a burden on the applicant. The examiner believes the total of the cited paragraphs, for all the claims in sum, amounts to approximately a single page of the Gatz document. The examiner has reviewed the citations and asserts that they clearly establish the relationship between the prior art and the claims.

As to the applicant's arguments that the citations fail to meet the requirements to disclose the specification limitations of claim 1, those arguments are not persuasive.

The cited paragraphs and explanations clearly disclose the limitations. The examiner shall identify each of the items brought up in this respect for claim 1.

"A request identifying a list of one or more applications that a first user is permitted to execute" is disclosed, as cited in the original Office Action, by Gatz ([0073]; [0074], ln. 8-12; [0075]; a parent may request to view child accounts and set full, limited, or no access to the applications of an online account for a child such as chatting, buddy lists, website access, etc.; the parent, as the controlling member of the online account, inherently has access to the applications being limited for other users as the parent could not grant full access to other users if the parent did not have full access).

"A first user" is disclosed by Gatz in the form of a parent ([0071]).

"A second user" is disclosed by Gatz in the form of a child ([0071]).

"Storing the list in the profile of the second user" is disclosed by Gatz in the form of a child account being linked to access rights that are associated with the account identifier for the child and in the online system of the child account ([0049], ln. 14-17; [0071]; [0074], ln. 8-12; [0075]).

"Permitting the second user to execute the application in the list under control of the first user" is disclosed by Gatz ([0049], ln. 14-17; [0074], ln. 8-12; [0076]).

5. The examiner has cited particular columns and line numbers in the references as applied to the claims below for the convenience of the applicant. Although the specified citations are representative of the teachings of the art and are applied to the specific limitations within the individual claim, other passages and figures may apply as well. It is

respectfully requested from the applicant in preparing responses, to fully consider the references in its entirety as potentially teaching of all or part of the claimed invention, as well as the context.

Claim Rejections - 35 USC § 102

6. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(a) the invention was known or used by others in this country, or patented or described in a printed publication in this or a foreign country, before the invention thereof by the applicant for a patent.

7. Claims 1-11 are rejected under 35 U.S.C. 102(a) as being anticipated by Gatz et al. (Gatz), U.S. Publication No. 2002/0049806 A1.

8. As to claim 1, Gatz discloses a method for use in a network system comprising:
storing at a host computer profile information relating to individual users of the host computer ([0046], ln. 1-4; [0049], ln. 1-9),

the profile information for a first user and a second user identifying host applications that the first user and the second user, respectively, are permitted to execute ([0014], ln. 1-4; [0049], ln. 14-17; [0071]; [0073]; [0074], ln. 8-12; [0075]),

in response to a request from the first user identifying a list of one or more applications that the first user is permitted to execute, storing the list in the profile of the second user, whereby the second user is permitted to execute the applications in the list under control of the first user ([0014], ln. 1-4; [0049], ln. 14-17; [0071]; [0073]; [0074], ln.

Art Unit: 2152

8-12; [0075]; a parent has control, through an account based access control system, of access to an information network and may allow no, limited, or full access by a child to applications such as email, chatrooms, message boards, and online shopping; the parent identifies a list of applications that the child is allowed to access, and the parent is allowed to access due to full access rights, under the control of the parent).

9. As to claims 5 and 9, the claims are rejected for the same reasons as claim 1 above.

10. As to claims 2 and 6, Gatz discloses the host computer executes any version of the HTTP protocol ([0043], ln. 5-10).

11. As to claims 3, 7, and 10, Gatz discloses an application in the list when executed performs a service from the second user to the first user ([0049], ln. 14-17; a child, the second user, may execute unblocked applications; a record is kept of the child's activities and provided to the parent, the first user; providing a log from a child to a parent is performing a service from the second user to the first user).

12. As to claims 4, 8, and 11, Gatz discloses storing in the profile of the second user attributes that affect the execution of an application in the list ([0073]).

Conclusion

13. **THIS ACTION IS MADE FINAL.** Applicant is reminded of the extension of time policy as set forth in 37 CFR 1.136(a).

A shortened statutory period for reply to this final action is set to expire **THREE MONTHS** from the mailing date of this action. In the event a first reply is filed within **TWO MONTHS** of the mailing date of this final action and the advisory action is not mailed until after the end of the **THREE-MONTH** shortened statutory period, then the shortened statutory period will expire on the date the advisory action is mailed, and any extension fee pursuant to 37 CFR 1.136(a) will be calculated from the mailing date of the advisory action. In no event, however, will the statutory period for reply expire later than **SIX MONTHS** from the mailing date of this final action.

14. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Brian P. Whipple whose telephone number is (571) 270-1244. The examiner can normally be reached on Mon-Fri (8:30 AM to 5:00 PM EST).

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Bunjob Jaroenchonwanit can be reached on (571) 272-3913. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Art Unit: 2152

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

BPW

Brian P. Whipple
5/20/07



BUNJOB JAROENCHONWANIT
SUPERVISORY PATENT EXAMINER